



A31425 PCT USA
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Shinji Kamei
Serial No. : 08/973,564 Examiner: Unassigned
Filed : December 5, 1997 Group Art Unit: Unassigned
For : SEMICONDUCTOR DEVICE, IC CARD UTILIZING THE
SAME AND COMMUNICATION SYSTEM

RENEWED PETITION UNDER 37 C.F.R. 1.47 (b)

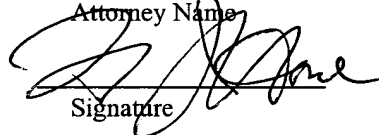
I hereby certify that this paper is being deposited with the United States
Postal Service as first class mail in an envelope addressed to:
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December 9, 1998

Date of Deposit

Francis J. Hone

Attorney Name


Signature

18,662

PTO Registration No.

Francis J. Hone

Date of Signature

Assistant Commissioner for Patents
ATTN.: PCT LEGAL OFFICE
Washington, D.C. 20231

Sir:

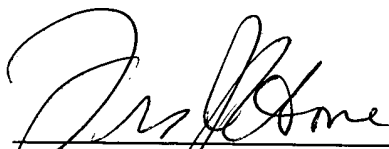
The Decision on Petition under 37 C.F.R. 1.47(b) mailed October 27, 1998 in
connection with the above-identified application states that the applicant has satisfied all
of the requirements for the Petition except "(2) factual proof that the inventor refuses to
execute the application or cannot be reached after a diligent effort". The Decision states
that before a refusal can be alleged it must be demonstrated that a *bona fide* attempt was

made to present a copy of the application papers (Specification including Claims, Drawings and Oath or Declaration) to the non-signing inventor for signature.

Submitted herewith is the Supplemental Declaration of Haruo Hagimori in support of the Petition, appending a copy and an English translation of his letter dated August 2, 1997 asking the inventor, Mr. Kamei, to sign the Declaration accompanying the application. The Supplemental Declaration states that when the letter was sent to Mr. Kamei, Mr. Hagimori enclosed a complete copy of the application papers including the Specification, Claims and Drawings, as well as the Declaration that he asked Mr. Kamei to sign and that the application papers were sent to him at his known residence address. The Declaration also states that Mr. Kamei said he had received the application papers enclosed with the letter of August 2, 1997, but refused to sign the papers.

Accordingly, we respectfully submit that requirement (2) i.e. factual proof that the inventor refuses to execute the application, including proof that he was presented with a copy of the application papers, Specification including Claims, Drawings and Declaration, has now been satisfied and that the Petition should be granted.

Respectfully submitted,



Francis J. Hone

Patent Office Reg. No. 18,662

Attorney for Applicant
(212) 408-2534

Dated: December 9, 1998



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SUPPLEMENTAL DECLARATION OF HARUO HAGIMORI
IN SUPPORT OF PETITION UNDER 37 C.F.R. 1.47(b)

This Declaration supplements my Declaration signed February 10, 1998, submitting facts in support of the filing on behalf of the omitted inventor, Mr. Shinji Kamei, in connection with the above-identified application.

Appended hereto is a copy of an English translation of my letter dated August 2, 1997 which I sent to Mr. Kamei asking him to sign the Declaration in connection with the above-identified application. A copy of that translation was attached to my original Declaration dated February 10, 1998.

When I sent the letter dated August 2, 1997 to Mr. Kamei, I enclosed with that letter a complete copy of the application papers including the Specification, Claims and Drawings, as well as the Declaration which I asked him to sign. The letter, together with the application papers, was sent to him at his known residence address:

Shinji Kamei
3-27 Oke 2-chome, Otsu-shi
Shinga, Japan 520-21

When I spoke to Mr. Kamei in the telephone conversation on December 15, 1997 at his residence in Shiga, Mr. Kamei said he had received the application papers enclosed with my letter of August 2, 1997, but refused to sign the papers.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: November 27, 1998

Haruo Hagimori
Signature of Declarant
Haruo Hagimori
Senior Staff
Intellectual Property Dept.
Rohm Co., Ltd.